

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JOHN O. MYERS,

Plaintiff,

— against —

HSBC INVESTMENTS (USA) INC.; HSBC NORTH
AMERICA HOLDINGS INC.; HSBC SECURITIES
(USA) INC.; HSBC FINANCE CORPORATION;
and HSBC HOLDINGS PLC,

Defendants.
-----X

2007 Civ. 04078 (RJH) (GWG)

**STIPULATION OF
DISCONTINUANCE
WITHOUT PREJUDICE
TO HSBC NORTH AMERICA
HOLDINGS, INC., HSBC
FINANCE CORPORATION, AND
HSBC HOLDINGS PLC ONLY**

IT IS HEREBY STIPULATED by and between plaintiff JOHN O. MYERS, by his counsel, and defendants' counsel, that this action be and is hereby dismissed against defendants HSBC NORTH AMERICA HOLDINGS, INC., HSBC FINANCE CORPORATION, and HSBC HOLDINGS PLC, and only those named defendants, without prejudice.

IT IS FURTHER STIPULATED THAT any applicable statute of limitations is tolled from the date of the filing of the Complaint through the termination of this action by order, judgment or otherwise.

Dated: New York, New York
November 21, 2007

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Dated: New York, New York
November 27, 2007

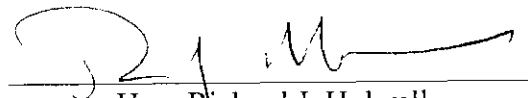
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USDC SDNY
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SO ORDERED:

A handwritten signature in black ink, appearing to read 'R. J. Holwell', written over a horizontal line.

Hon. Richard J. Holwell
United States District Judge

11/28/07